

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 DAVID FOGLE,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE, Commissioner of  
14 Social Security,

15 Defendant.  
16

CASE NO. C08-5395RBL-KLS

ORDER

17 The Court, having reviewed plaintiff's complaint, the Report and Recommendation of Judge  
18 Karen L. Strombom, United States Magistrate Judge, and objections to the report and recommendation, if  
19 any, and the remaining record, does hereby find and ORDER:

- 20 (1) The Court adopts the Report and Recommendation;  
21 (2) The administrative decision is AFFIRMED; and  
22 (3) The Clerk is directed to send copies of this Order to plaintiff's counsel, defendant's counsel  
23 and Magistrate Judge Karen L. Strombom.

24 DATED this 20<sup>th</sup> day of May, 2009.

25  
26   
27 RONALD B. LEIGHTON  
28 UNITED STATES DISTRICT JUDGE